

United States District Court
Southern District of Texas
FILED

NOV 02 2012

David J. Bradley, Clerk

**UNITED STATES COURT OF APPEALS
FOR THE FIFTH CIRCUIT**

United States Court of Appeals
Fifth Circuit

FILED

October 9, 2012

Lyle W. Cayce
Clerk

No. 11-40537

D.C. Docket No. 7:09-CR-1543-2

UNITED STATES OF AMERICA,

Plaintiff - Appellee

v.

DAMIAN MONTALVO,

Defendant - Appellant

Appeal from the United States District Court for the
Southern District of Texas, McAllen

Before WIENER, ELROD, and SOUTHWICK, Circuit Judges.

J U D G M E N T

This cause was considered on the record on appeal and was argued by counsel.

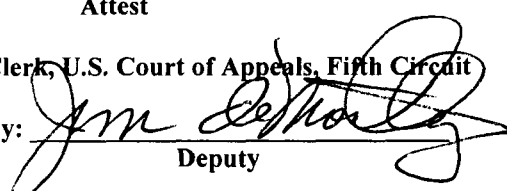
It is ordered and adjudged that the judgment of the District Court is affirmed.

ISSUED AS MANDATE:

OCT 31 2012

A True Copy
Attest

Clerk, U.S. Court of Appeals, Fifth Circuit

By: 
Deputy

New Orleans, Louisiana

OCT 31 2012